IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

–

WRIT PETITION NO : 12148 of 2005

Between:

M/s. Lakshmi Talkies, Rep. by its Proprietor, N.V.S. Murhty R/o. 6-82, T-Nagar, Rajahmundry, East Godavari District.

..... PETITIONER

AND

1 The Collector and licensing Authority, East Godavari District, Kakinada.
2 The Revenue Divisional Officer, Rajahmundry.
3 The Government of Andhra Pradesh Rep. by its Principal Secretary, Home Department,

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the order dated 30-5-2005 made in Ref. G.326/2005 of the 2nd respondent herein and set aside the same and the action of the 3rd Respondent in not passing any orders on the appeal filed by me as arbitrary, illegal, improper and incorrect.

Counsel for the Petitioner: MR.V.V.N.NARASIMHAM

Counsel for the Respondents: GP FOR HOME

The Court at the admission state made the following:

ORDER:

The petitioner's application for a renewal of the 'C' form licence under the A.P. Cinema Regulations Act, 1955 for a further period of six months with effect from 01.06.2005 has been rejected, by the second respondent, by the proceedings bearing Ref.G.326/2005, dated 30.05.2005. As against the rejection the petitioner preferred an appeal to the third respondent on 3rd June, 2005 along with an application for interlocutory relief namely for a temporary renewal of the Form ' C ' licence. The substantive and singular grievance urged at the admission herein is that the respondent has neither considered the appeal nor even disposed of the petitioner's application for interlocutory relief. This grievance is well founded. Accordingly, the petitioner shall be entitled to relief on this count.

The Writ Petition is allowed to the extent of directing the third respondent to consider and dispose of the petitioner's appeal or its application for interim relief filed along with the appeal on 03.06.2005, expeditiously and in any event within a period of two weeks from the date of receipt of a copy of this order.

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10.06.2005

kvrm

To

1. The Collector and licensing Authority, East Godavari District, Kakinada.

2. The Revenue Divisional Officer, Rajahmundry.
3 . The Government of Andhra Pradesh Rep. by its Principal Secretary, Home Department,

4. 2 CCs to G.P. for Home, High Court Buildings, Hyderabad (OUT)

5. 2 CD copies.